



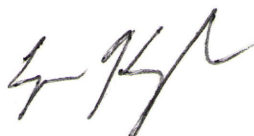
State of Utah  
DEPARTMENT OF NATURAL RESOURCES  
DIVISION OF OIL, GAS AND MINING

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March 5, 2003

TO: File  
FROM: Lynn Kunzler, Senior Reclamation Specialist   
RE: Site Inspection, B & H Stone Supply, Unpermitted Quarry in Emma Park area, S/049/039, Utah County, Utah

Date of Inspection: March 3, 2003  
Time of Inspection: 9:00 a.m.  
Conditions: Partly cloudy, cold.  
Participants: Lynn Kunzler, DOGM

Purpose of Inspection: Check conditions at the unpermitted site.

**Background:**

On December 6, 2002, the Division received an incomplete Notice of Intention to Commence Mining Operations for this site from Bryce Haas (B & H Stone Supply). The Notice was returned to the operator on December 9<sup>th</sup>, requesting additional information and the appropriate permit fee. On January 21, 2003, the Division was notified by phone from the BLM of recent activity at the site. Since we did not have a permit for this area, Karl Housekeeper of the Division visited the site on January 22, 2003 and confirmed the recent mining activity. Subsequently, on February 3, 2003, the Division issued a Notice of Non-Compliance and a Division Directive to cease all mining related activity until a complete Notice was submitted to the Division and accepted or approved. This Notice was also faxed to the operator on February 14, 2003 because we had not yet received the certified receipt back from the post office. The fax established a February 28, 2003 deadline to provide the requested information of the Division's December 9, 2002 letter. On February 24, 2003, the original mailed Notice of Non-Compliance was returned to the Division as undelivered (with three attempts to make delivery). The operator was e-mailed a message on March 3, 2003, to respond to the Notice of Non-Compliance by March 5, 2003, or additional enforcement actions would proceed.

**Observations:**

The Gate along the Emma Park road was locked. There has been no access to the site since the last known snowstorm on February 25, 2003. There was 2-3 inches of crusted snow on the access road. I walked the approximate ¼ mile to the quarry to obtain GPS data to determine the extent of disturbance and to photograph site conditions. The two excavators, a front end loader, a bobcat, and a

drill rig observed on January 22, 2003 were still on site. The site was still mostly covered with snow (2-3 inches deep). The lower pad area had a pile of soil and snow on the eastern end that had been pushed up prior to the last snowstorm. Several photos were taken of the site.

**Results and Conclusions:**

A mine ID point was recorded with the GPS on the access road as it entered the pit. UTM coordinates for this point are North 4408045, East 506653. The area appears to have been an old quarry area, as evidenced by the established vegetation on a dump slope to the south and east of the quarry. The GPS survey of the disturbed acreage was restricted to what appeared to be recent disturbance. It did not include the old dump area where vegetation was evident. Results of the survey show 3.55 acres of disturbance at this site, which includes 0.41 acres for the access road. The access road was included in the disturbed acreage because the road has been severely rutted by trucks (and would need to be repaired before the site could be released), and, the road ends at the pit, with no visible turnoffs to access other areas of the property. There has been no activity at the site for approximately one week (snow evidence); however, equipment has been moved since the site visit on January 22, 2003.





Unpermitted Site - S/049/039 - Emma Park Area - B & H Stone Supply





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 Emma Park Area - B & H Stone Supply